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15 **UNITED STATES DISTRICT COURT**

16 **CLARK COUNTY, NEVADA**

17 YASMIN HUSROM; JAMIL HUSROM,
18
19 Plaintiffs,

20 vs.

21 LAS VEGAS MEDICAL GROUP, LLC;
22 NAUMAN JAHANGIR, M.D.;
23 GLAXOSMITHKLINE, LLC; BOEHRINGER
24 INGELHEIM PHARMACEUTICALS, INC.;
25 BOEHRINGER INGELHEIM USA
26 CORPORATION; BOEHRINGER
27 INGELHEIM CORPORATION; SANOFI US
28 SERVICES, INC.; SANOFI S.A.; SANOFI-
AVENTIS U.S. LLC; CHATTEM, INC.;
SMITH'S FOOD & DRUG CENTERS, INC.;
WALMART, INC.; CVS PHARMACY, INC.;
WALGREEN CO. d/b/a WALGREENS; DOES
I through X; and ROE CORPORATIONS XI
through XX, inclusive,

Defendants.

CASE NO. 2:21-cv-01929-JCM-DJA

**STIPULATION AND
ORDER MODIFYING BRIEFING
SCHEDULE ON RETAILER
DEFENDANTS' MOTION TO
DISMISS**

IT IS HEREBY STIPULATED by and between the parties hereto, Plaintiffs, YASMIN HUSROM and JAMIL HUSROM, by and through their undersigned counsel, THE 702 FIRM, and Defendant, WALMART INC., by and through their undersigned counsel of record, HOLLAND & HART LLP and SHOOK, HARDY & BACON LLP, Defendants CVS

1 PHARMACY INC. and WALGREEN CO., by and through their undersigned counsel of record
2 BARNES & THORNBURG LLP, and Defendant SMITH'S FOOD & DRUG CENTERS, INC.,
3 by and through their counsel of record TRENAM, KEMKER SCHARF, BARKIN, FRYE,
4 O'NEIL & MULLIS, P.A., that the briefing schedule, regarding Retailer Defendants' Motion to
5 Dismiss, will be modified. The parties, through their undersigned counsel, hereby stipulate and
6 agree as follows:

7 WHEREAS, on October 26, 2021, Defendants filed their Motion to Dismiss and/or
8 Motion to Strike ("Motion");

9 WHEREAS, on October 19, 2021, Defendant Boehringer Ingelheim Pharmaceuticals,
10 Inc., noticed the instant case as a potential tag-along actin to MDL No. 2924 to the United States
11 Judicial Panel on Multidistrict Litigation;

12 WHEREAS, on November 1, 2021, the Clerk of the Panel transferred the instant matter
13 under 28 U.S.C. §1407 to the Southern District of Florida, pursuant to Rule 7.1 of the Rules of
14 Procedure of the United States Judicial Panel on Multidistrict Litigation with Conditional
15 Transfer Order 80 (CTO-80);

16 WHEREAS, on November 8, 2021, Plaintiffs submitted their Notice of Opposition to the
17 Conditional Transfer Order;

18 WHEREAS, on November 9, 2021, Plaintiffs' opposition to Defendants' Motion was
19 due, and as a result of the aforementioned pleadings involving the Conditional Transfer Order,
20 Plaintiffs requested additional time to prepare their opposition to Defendants' Motion and
21 Defendants granted that request;

22 NOW, therefore, the parties hereby STIPULATE that Plaintiffs' Opposition to
23 Defendant's Motion to Dismiss will be due November 23, 2021 and Defendant's Reply will be
24 due December 7, 2021.

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1 **IT IS SO STIPULATED.**

2 DATED this 9th day of November, 2021.

 DATED this 9th day of November, 2021.

3 THE702FIRM

 HOLLAND & HART LLP

4 /s/ Brandon Born
5 MICHAEL C. KANE, ESQ.
6 Nevada Bar No.: 10096
7 BRADLEY J. MYERS, ESQ.
8 Nevada Bar No.: 8857
9 BRANDON A. BORN, ESQ.
 Nevada Bar. No.: 15181
 Attorneys for Plaintiffs

/s/ Amanda Baker
 BRYCE K. KUNIMOTO, ESQ.
 Nevada Bar No.: 7781
 AMANDA BAKER, ESQ.
 Nevada Bar No. 15172
 Attorneys for Defendant
 Walmart Inc.

10 DATED this 9th day of November, 2021.

 DATED this 9th day of November, 2021.

11 SHOOK, HARDY, & BACON LLP

 TRENAM, KEMKER, SCHARF, BARKIN,
 FRYE, O'NEILL & MULLIS

12 /s/ Devin A. Moss
13 DEVIN A. MOSS, ESQ.
14 (*pro hac vice forthcoming*)
15 Attorneys for Defendant
16 Walmart Inc.

/s/ Fredrick H.L. McClure
 FREDRICK H. L. MCCLURE
 (*pro hac vice forthcoming*)
 Attorneys for Defendant
 Smith's Food & Drug Centers

17 DATED this 9th day of November, 2021.

18 BARNES & THORNBURG LLP

19 /s/ Sarah E. Johnston
20 SARAH E. JOHNSTON, ESQ.
21 (*pro hac forthcoming*)
22 Attorneys for Defendants CVS Pharmacy, Inc.
23 and Walgreen Co.

24 **ORDER**

25 IT IS SO ORDERED November 10, 2021.

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27 
28 UNITED STATES DISTRICT JUDGE